

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of DAVID McCARTY and U.S. POSTAL SERVICE,
INDIANAPOLIS MANAGEMENT SECTION CENTER,
Indianapolis, Ind.

*Docket No. 96-676; Submitted on the Record;
Issued January 8, 1998*

DECISION and ORDER

Before MICHAEL J. WALSH, GEORGE E. RIVERS,
DAVID S. GERSON

The issue is whether appellant has met his burden of proof to establish that he developed a back condition as a result of his federal employment duties.

The Board has given careful consideration to the issue involved, the contentions of appellant on appeal and the entire case record. The Board finds that the decision of the hearing representative of the Office of Workers' Compensation Programs dated October 5, 1995 is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the Office hearing representative.

The decision of the Office of Workers' Compensation Programs dated October 5, 1995 is hereby affirmed.

Dated, Washington, D.C.
January 8, 1998

Michael J. Walsh
Chairman

George E. Rivers
Member

David S. Gerson
Member